

1 BILL NO. S-92-01-//

2
3 SPECIAL ORDINANCE NO. S-12-92

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5
6 AN ORDINANCE approving the awarding
7 of Reference #5032 by the City of
8 Fort Wayne, Indiana, by and through
9 its Department of Purchasing and
10 MITTLER SUPPLY INC. for Various
11 Departments Throughout the City.

12
13 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL
14 OF THE CITY OF FORT WAYNE, INDIANA;

15 SECTION 1. That Reference #5032 between the City of
16 Fort Wayne, by and through its Department of Purchasing
17 and for various departments throughout the City
18 respectfully for:

19 The purchase of miscellaneous liquid
20 gases and rental of cylinders for
various departments throughout the
City of Fort Wayne for 1992

21 involving a total cost of Twenty-Eight Thousand Two
22 Hundred Dollars Plus/Minus (\$28,200.00±) all as more
23 particularly set forth in said Reference #5032, which is
on file in the Office of the Department of Purchasing, and
is by reference incorporated herein, made a part hereof,
and is hereby in all things ratified, confirmed and
approved.

24 SECTION 2. That this Ordinance shall be in full
25 force and effect from and after its passage and any and
26 all necessary approval by the Mayor.

27 APPROVED AS TO FORM
28 AND LEGALITY

29 
30 Council Member

31
32 APPROVED AS TO FORM
AND LEGALITY

J. Timothy McCaulay
J. Timothy McCaulay, City Attorney

REFERENCE NO.: 5032
DEPARTMENT: VARIOUS
DATE: 01/14/92
ITEM/SERVICE: GASES/CYLINDER RENTAL
ADVERTISED BID: YES
DATES ADVERTISED: 11/01/91 & 11/8/91
DATE OPENED: 11/21/91
WRITTEN QUOTE:
DATE DUE:
VERBAL QUOTE:
SINGLE SOURCE:
NO. OF VENDORS NOTIFIED: 8
NO. OF VENDORS RECEIVING BID: 3
NO. OF VENDORS RETURNING BID: 3
NO. OF VENDORS DISQUALIFIED: 0
NO. OF VENDORS NOT RESPONDING: 0
DATE SENT TO DEPT FOR RECOMM: 11/21/91
DATE RECOMM RECEIVED BACK: 12/31/91
DATE SENT TO LAW DEPARTMENT: 01/03/92
INTRODUCTION DATE: 1/14/92
DISCUSSION DATE: 1/21/92
PASSAGE DATE: 1/28/92

REFERENCE NO. 5032
GASES
11/22/91

ITEM	AIRCO GAS COST	SIZE CF	MITTLER SUPPLY COST	SIZE CF	A G A GAS COST	SIZE CF
WELD OXYGEN	\$5.02	337	\$4.36	249	\$2.0125	125
WELD ACETYLENE	\$12.96	132	\$12.74	130	\$10.24	125
ARGON	\$17.00	336	\$16.95	339	\$17.00	330
LIQUID ARGON	\$215.00	4500	\$172.00	4000	\$234.67	4797
HELUM, ULTRAPURE ~	\$124.84	219	\$108.00	217	\$69.216	291 *
ACETYLENE, AA	\$75.57	330	\$49.18	390	\$55.105	390
NITROUS OXIDE	\$53.33	H SIZE CY	\$59.70	64 #	\$43.775	488
NITROGEN, ULTRAPURE	\$74.78	304	\$69.00	228	\$22.042	291 *
ARGON/METHANE	\$65.53	306	\$31.00	K SIZE CY	\$52.90	220
COMPRESSED AIR	\$10.10	304	\$9.60	311	\$10.30	233
LP TYPICAL	\$6.84	33 LB	\$8.30	7.31 GAL	\$36.50	100 LB
LIQ CARBON DIOXIDE	\$4.50	50 LB	\$7.25	50 LB	\$42.24	384 LB
LIQ VESSEL RENTAL	\$30.00		\$0.85		\$0.75	
CYL RENTAL-IND	\$0.08		\$0.12		\$0.075	
CYL RENTAL-SPEC	\$0.25		\$0.12		\$0.115	
TRANSPORTATION CHRG	N/A		N/A		\$10.00	

*NOT SURE AGA IS BIDDING HIGH ULTRAPURE, OTHER 2 COMPANIES ARE.

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE 11-21-91 @ 11:00 AM BID REFERENCE # 5032

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR OXYGEN, ACETYLENE, ARGON & OTHER GASES FOR VARIOUS DEPTS THROUGHOUT THE CITY PER SPECIFICATIONS
AND REQUESTED BY THREE RIVERS FILTRATION PLANT

THIS BID REQUIRES A XXX \$1000.00 BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: %
IF PAID WITHIN DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME Mittler Supply Inc.

STREET ADDRESS 401 Ley Road

CITY Fort Wayne PHONE # 219/482-1044

BY Fred Wilson
REPRESENTATIVE SIGNATURE

CITY OF FORT WAYNE

THE CITY OF FORT WAYNE, INDIANA, IS REQUESTING BIDS FOR THE PURCHASE OF OXYGEN, ACETYLENE, ARGON AND OTHER GASES FOR VARIOUS DEPARTMENTS THROUGHOUT THE CITY.

BELOW IS A LIST OF ITEMS THAT MUST BE PRICED OUT BY YOUR COMPANY. THIS LIST WAS COMPILED FROM THE DEPARTMENTS WHO USE THESE GASES AND WILL BE THE BASIS OF AWARDING THIS BID. THESE ITEMS REPRESENT ONLY A PORTION OF WHAT WE PURCHASE AND SHALL IN NO WAY LIMIT THE CITY FROM PURCHASING OTHER LIKE MATERIALS AS NEEDED OFF THIS BID.

AWARDED VENDOR(S) WILL RECEIVE A PRICE AGREEMENT FOR THE YEAR 1992 WITH THE BID REFERENCE NUMBER STATED ON VENDOR'S COPY.

AWARDED VENDOR(S) SHALL BE RESPONSIBLE FOR HAVING COMPLETE INVOICES WITH DESCRIPTIONS, PART NUMBERS, QUANTITIES, AND ANY OTHER PERTINENT INFORMATION NEEDED TO UNDERSTAND WHAT THE USING DEPARTMENT PURCHASED.

THERE SHALL BE NO ADDITIONAL CHARGES FOR DELIVERY, HANDLING, OR OTHER MISC. FEES.

TERM OF AGREEMENT: FROM TIME OF AWARD THRU 12-31-92

EST. QTY	DESCRIPTION	COST PER CYL
1 - 400	WELDING OXYGEN	\$ 4.36
1 - 400	WELDING ACETYLENE	\$ 12.74 (Approx.)
1 - 400	ARGON	\$ 16.95
1 - 400	LIQUID ARGON	\$ 172.00
1 - 400	HELIUM, ULTRAPURE	\$ 51.00
1 - 400	ACETYLENE, AA GRADE	\$ 49.18
1 - 400	NITROUS OXIDE	\$ 20.00
1 - 400	NITROGEN, ULTRAPURE	\$ 26.00
1 - 400	ARGON/METHANE	\$ 31.00
1 - 400	COMPRESSED AIR	\$ 9.60
1 - 400	LP TYPICAL	\$ 8.30
1 - 400	LIQ CARBON DIOXIDE	\$ 7.25

LIQ VESSEL RENTAL RATE \$.85/Day
(STATE PER DAY, MO., ETC.)

CYLINDER RENTAL RATE \$.12/Day
PER DAY



DESCRIPTION	UNIT PRICE	TOTAL AMOUNT	
Welding Oxygen	249 Cu.Ft. Cyl	\$1.75/HCF	\$4.36/Cyl
Welding Acetylene	130 Cu.Ft. Approx.	9.80/HCF	12.74/Cyl
		(Approximate Contents Vary)	
Argon	339 Cu.Ft.	5.00/HCF	16.95/Cyl
Liquid Argon	4,000 Cu.Ft.	4.30/HCF	172.00/Cyl
Helium Ultra High Purity (Minimum Purity = 99.999%)			
	291 Cu.Ft.		133.00/Cyl
	217 Cu.Ft.		108.00/Cyl
Helium High Purity (Minimum Purity = 99.995%)			
	291 Cu.Ft.		59.00/Cyl
	217 Cu.Ft.		51.00/Cyl
Acetylene AA Grade	(Size WK Approx. 390 Cu.Ft.)		49.18/Cyl
Nitrous Oxide			
	64# Cylinder	.933/Lb.	59.70/Cyl
	20# Cylinder	1.605/Lb.	32.10/Cyl
	6# Cylinder	3.333/Lb.	20.00/Cyl
	Cylinder Rate	.12/Day	
	Liquid Vessel Rate	.85/Day	
Nitrogen Ultra High Purity (Minimum Purity = 99.999%)			
	228 Cu.Ft.		69.00/Cyl
Nitrogen Prepurified (Minimum Purity = 99.998%)			
	228 Cu.Ft.		26.00/Cyl
Nitrogen High Purity (Purity = 99.99% Pure)			
	228 Cu.Ft.		21.00/Cyl
Argon/Methane	K Size Cylinder		31.00/Cyl
Compressed Air	311 Cu.Ft.		9.60/Cyl
LP Typical Fork Truck Cylinder		1.06/Gal	8.30/Cyl
L Carbon Dioxide	50# Cylinder	.145/Lb.	7.25/Cyl
L Carbon Dioxide	375# Cylinder	.100/Lb.	37.50/Cyl

Mittler Supply Inc.
CORPORATE OFFICE
3607 South Main Street • P.O. Box 1676 • South Bend, IN 46634-1676
219-291-5334

Elkhart, Ft. Wayne, Hammond, Indianapolis, Kendallville, Kokomo, Michigan City, Muncie, IN • Benton Harbor, Niles, Sturgis, MI

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

1. Governmental Unit: _____
 2. County: _____
 3. Bidder (Firm): _____
 Address: _____
 City/State: _____
 4. Telephone Number: _____
 5. Agent of Bidder (if applicable): _____

Pursuant to notices given, the undersigned offers bid(s) to _____ (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

Signature of Bidder or Agent

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body.
Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
) SS:
) COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

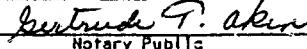
He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Mittler Supply Inc.

Bidder (Firm)



Signature of Bidder or Agent

Subscribed and sworn to before me this 19th day of November, 1991.My Commission Expires: 2-23-94County of Residence: St. Joseph

Notary Public

GERTRUDE T. AKIN

Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

Contracting Authority Members:



November 19, 1991

The City of Fort Wayne
Purchasing Department
One Main Street
Room 350
Fort Wayne, Indiana 46802

Attention: Phil & Pattie

Dear Phil & Pattie:

Due to the limited information we have received on this bid package, we have included several options on sizes and purity content of the high purity gases. These are a few among many to choose from.

We have done this to make sure you obtain the most value for your dollar and we have chosen the most popular ones used in our market today.

Respectfully,

MITTLER SUPPLY INC.

A handwritten signature in black ink that appears to read "Fred Wilson".

Fred Wilson
Sales Representative

FW:ng

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Read the first time in full and on motion by GiaQuinta, seconded by Bradbury, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19_____, at _____ o'clock M., E.S.T.

DATED: 1-14-92

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by GiaQuinta, seconded by Talsma, and duly adopted, placed on its passage. PASSED LOST by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
<u>TOTAL VOTES</u>	<u>8</u>			<u>1</u>
<u>BRADBURY</u>	<u>✓</u>			
<u>EDMONDS</u>	<u>✓</u>			
<u>GiaQUINTA</u>	<u>✓</u>			
<u>HENRY</u>				<u>✓</u>
<u>LONG</u>	<u>✓</u>			
<u>LUNSEY</u>	<u>✓</u>			
<u>RAVINE</u>	<u>✓</u>			
<u>SCHMIDT</u>	<u>✓</u>			
<u>TALARICO</u>	<u>✓</u>			

DATED: 1-28-92.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. 1-12-92 on the 28th day of January, 1992

ATTEST:

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

(SEAL)

John J. Schmidt
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of January, 1992, at the hour of 1:30 o'clock P.M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 3rd day of February, 1992, at the hour of 3:00 o'clock P.M., E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR

DIGEST SHEET

TITLE OF ORDINANCE: Special

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYNOPSIS OF ORDINANCE: An ordinance approving the award of Ref. No. 5032 for the purchase of liquid gases and rental of cylinders for various various departments throughout the City of Fort Wayne 1992. The cost reflects the lowest and most responsive of three (3) vendors.

IF NOT LOWEST, WHO WAS AND WHY WERE THEY NOT AWARDED:

EFFECT OF PASSAGE: These miscellaneous gases are used in the day to day operations of each using department.

IF REPLACEMENT, WHAT NECESSITATES:

EFFECT ON NON-PASSAGE: Would not be able to perform duties in regards to welding equipment, lab equipment, safety equipment, etc.

PRIOR APPROVAL REQUESTED: NO DATE:

MONIES INVOLVED: Mittler Supply \$28200.00+/-

PRICE AGREEMENT: YES PURCHASE ORDER:

ACCOUNT INFORMATION:	Traffic Eng.	138-011-OFFC-4264
	Park Dept.	121-121-P250-4261
	WPC Plant	514-531-7016-4299
	C U Garage	702-803-G154-4239
	Filtration Pl	513-521-6204-4292
		513-521-6753-4214
	WPC Maint	514-532-S809-4299
	Water Maint.	513-522-M663-4299

J-92-01-11